

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

ILIA KOLOMINSKY, Individually and on) No. 2:21-cv-01197-EAS-CMV
Behalf of All Others Similarly Situated,)
Plaintiff,) CLASS ACTION
vs.) Judge Edmund A. Sargus, Jr.
ROOT, INC., et al.,) Magistrate Judge Chelsey M. Vascura
Defendants.)

)

NOTICE OF DESIGNATION OF AMENDED COMPLAINT AS OPERATIVE

Pursuant to the Court's Orders (ECF Nos. 47, 53), Lead Plaintiff Plumbers Local #290 Pension Trust Fund ("Lead Plaintiff") hereby designates the Amended Complaint for Violations of the Federal Securities Laws, dated November 19, 2021 (ECF No. 31), as the operative complaint in this litigation.

As required by the Court's February 8, 2022 Order (ECF No. 47), on March 21, 2022, Lead Plaintiff informed counsel for Defendants¹ by email that Lead Plaintiff was designating the Amended Complaint for Violations of the Federal Securities Laws, dated November 19, 2021 (ECF No. 31), as the operative complaint in this litigation. *See Exhibit A.*² We apologize for not making that fact clear on the Court's docket. It is Lead Plaintiff's understanding that, as contemplated by the Court's February 8, 2022 Order, Defendants intend to move to dismiss by May 20, 2022, and that the parties will thereafter follow the briefing schedule set by Your Honor in ECF No. 47.

DATED: April 13, 2022

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JOSEPH F. MURRAY

s/ Joseph F. Murray

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¹ "Defendants" are Root, Inc., Alexander Timm, Daniel Rosenthal, Megan Binkley, Christopher Olsen, Doug Ulman, Elliot Geidt, Jerri DeVard, Larry Hilsheimer, Luis von Ahn, Nancy Kramer, Nick Shalek, Scott Maw, Goldman Sachs & Co. LLC, Morgan Stanley & Co. LLC, Barclays Capital Inc., and Wells Fargo Securities LLC.

² Attached hereto as "Exhibit A" is a true and correct copy of an email dated March 21, 2022, sent by counsel for Lead Plaintiff to counsel for Defendants.

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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that on April 13, 2022, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the email addresses on the attached Electronic Mail Notice List, and I hereby certify that I caused the mailing of the foregoing via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

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Mailing Information for a Case 2:21-cv-01197-EAS-CMV Kolominsky v. Root, Inc et al

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

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